

Shawn Lindsay, OSB #020695  
JURISLAW, LLP  
Three Centerpointe Drive, Suite 160  
Lake Oswego, OR 97035  
Telephone: 503.968.1475  
shawn@jurislawyer.com  
*Attorney for Plaintiff*

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

EUGENE DIVISION

**OREGON RIGHT TO LIFE,**

Plaintiff,

v.

**OREGON DEPARTMENT OF  
CONSUMER AND BUSINESS  
SERVICES and ANDREW R. STOLFI,**  
in his official capacities as Department of  
Consumer and Business Services Director  
and Oregon Insurance Commissioner,  
Defendants.

Case No.: **6:23-cv-01282-MK**

**PLAINTIFF'S VOLUNTARY DISMISSAL  
OF DEFENDANT OREGON DEPART-  
MENT OF CONSUMER AND BUSINESS  
SERVICES**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff hereby voluntarily dismisses Defendant Oregon Department of Consumer and Business Services. The cited Rule provides that the Plaintiff may dismiss without court order “by filing . . . a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment . . .” *See also Pedrina v. Chun*, 987 F.2d 608, 609 (9th Cir. 1993) (“Rule 41(a)(1) allows a plaintiff to dismiss without a court order any defendant who has yet to serve an answer or a motion for summary judgment.”). Neither an answer nor a summary-judgment motion has been filed. Accordingly, this notice is operative without court order.

Dated: November 6, 2023

James Bopp, Jr., IN Bar #2838-84\*  
jboppjr@aol.com

Richard E. Coleson, IN Bar #11527-70\*\*  
rcoleson@bopplaw.com

Joseph D. Maughon, VA Bar #87799\*\*  
jmaughon@bopplaw.com

THE BOPP LAW FIRM, PC  
The National Building  
1 South Sixth Street  
Terre Haute, IN 47807-3510  
812.232.2434 telephone  
812.235.3685 facsimile

\*pro hac vice application pending

\*\* pro hac vice application granted

*Counsel for Plaintiff*

Respectfully submitted,

/s/ Shawn Lindsay

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*Attorney for Plaintiff*

### Attorney Certificate of Service

I hereby certify that on November 6, 2023, I have made service of the foregoing **Plaintiff's Voluntary Dismissal of Defendant Oregon Department of Consumer and Business Services** on the parties listed below in the manner indicated:

<p>BRIAN SIMMONDS MARSHALL #196129          Senior Assistant Attorney General          Department of Justice          100 SW Market Street          Portland, OR 97201          Tel (971) 673-1880          Fax (971) 673-5000          Brian.S.Marshall@doj.state.or.us  <i>Attorney for Defendants Oregon Department of Consumer and Business Services and Andrew W. Stolfi</i></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Courier <input type="checkbox"/> Email: <input checked="" type="checkbox"/> Electronically via USDC CM/ECF system
<p>ALEX C. JONES #213898          Department of Justice          100 SW Market Street          Portland, OR 97201          Tel (971) 673-1880          Fax (971) 673-5000          Alex.C.Jones@doj.state.or.us  <i>Attorney for Defendants Oregon Department of Consumer and Business Services and Andrew W. Stolfi</i></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Courier <input type="checkbox"/> Email: <input checked="" type="checkbox"/> Electronically via USDC CM/ECF system

DATED: November 6, 2023

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